

DATE: June 16, 2005
TO: Municipal Clerk
FROM: Byron E. Johnson, C.P.M.
Director of Purchasing - X4313
THRU: Rachel Johnson
Clerk Typist II – X4162

Please place the following item on the **CONSENT** agenda for the Council Meeting of **JUNE 28, 2005**.

Solicitation No. 2005-186 Rocky Bluff Drainage Improvements Re-Bid
Contractor: Bain Construction
El Paso, Texas

Department: Street Department
Funds Available: 14200402-PBE04FC104-29114-508027
Funding Source: 2004 Bond Issue
Items: Base Bid \$ 80,000.00
Alternate 1 \$ 1,500.00

Total Award: \$ 81,500.00
Districts: 2

RECOMMENDATION:

The Departments of Engineering and Streets, recommend the award of this contract to Bain Construction, the low responsible, responsive bidder. It is requested that the City Manager be authorized to sign the referenced contract approved by the City Engineer, Construction Bidding Section, and the City Attorney. Additionally, it is requested that the City Manager be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

Contact Person: Byron Johnson, C.P.M., Director of Purchasing at 541-4313

AGENDA FOR: JUNE 28, 2005

**CITY OF EL PASO, TEXAS
REQUEST FOR COUNCIL ACTION (RCA)**

DEPARTMENT: Purchasing

AGENDA DATE: June 28, 2005

CONTACT PERSON/PHONE: Byron Johnson, Director of Purchasing (X4313)

DISTRICT(S) AFFECTED: 1

PROJECT NAME/SOLICITATION NO. Rocky Bluff Drainage Improvements Re-Bid, Solicitation No. 2005-186

SUBJECT:

Award Bid for the construction of Rocky Bluff Drainage Improvements Re-Bid (Solicitation No. 2005-186) to Bain Construction in the amount of \$ 81,500.00 (Base Bid and Alternate #1), as per recommendations from the Departments of Streets and Engineering. Bain Construction is the lowest responsible, responsive Bidder. It is requested that the City Manager be authorized to sign the referenced contract and be authorized to execute budget transfers for this award and project, as necessary.

BACKGROUND / DISCUSSION:

Copies of Bid Tabulation, Proposal and departmental recommendations are attached as back up to the agenda item.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

This project is funded by the 2004 Bond Election. Funding is available in 14200402-PBE04FC104-29114-508027. A budget transfer is not necessary at this time.

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD:  _____
Daryl W. Cole, Streets Director

Cc: Patricia D. Adaauto, Deputy City Manager for Building & Planning Services

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

CONSTRUCTION PROJECT FORM
Lump Sum

DATE: June 16, 2005
PROJECT: Rocky Bluff Drainage Improvements Re-Bid
SOLICITATION NO: 2005-186
ACCOUNT NO: 14200402-PBE04FC104-29114-508027

FUNDING SOURCE: 2004 Bond Issue
DEPARTMENT: Street Department
REPRESENTATIVE DISTRICT(S): #1

AGENDA DATE: June 28, 2005 **Lowest responsive and responsible bidder**
CONTRACTOR: Bain Construction

AMOUNT: \$ 81,500.00

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to Bain Construction, the low responsible, responsive bidder. It is requested that the City Manager be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance and the City Attorney. Additionally, it is requested that the City Manager be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

DESCRIPTION OR EXPLANATION:

Base Bid	\$ 80,000.00
Alternate 1	\$ 1,500.00

TOTAL RECOMMENDED AWARD: \$ 81,500.00

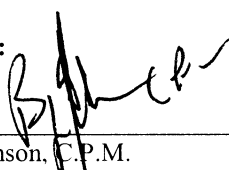
TIME FOR COMPLETION: 60 Consecutive Calendar Days

LIQUIDATED DAMAGES: \$ 200.00 / Consecutive Calendar Day

FUNDS: Available ☒ Yes ☐ Not Available _____ Comptroller _____

BOARD: Approved _____ Rejected _____ City Clerk _____ Date _____

APPROVED:



Byron E. Johnson, C.P.M.
Director of Purchasing

DATE: June 16, 2005
TO: Municipal Clerk
FROM: Byron E. Johnson, C.P.M.
Director of Purchasing - X4313
THRU: Rachel Johnson
Clerk Typist II – X4162

Please place the following item on the CONSENT agenda for the Council Meeting of June 28, 2005

Solicitation No. 2005-186 Rocky Bluff Drainage Improvements Re-Bid
Contractor: Bain Construction
El Paso, Texas
Department: Street Department
Funds Available: 14200402-PBE04FC104-29114-508027

Funding Source: 2004 Bond Issue
Items: Base Bid \$ 80,000.00
Alternate 1 \$ 1,500.00
Total Award: \$ 81,500.00
Districts: 2

The Departments of Engineering and Streets, recommend the award of this contract to Bain Construction, the low responsible, responsive bidder. It is requested that the City Manager be authorized to sign the referenced contract approved by the City Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the City Manager be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council

Contact Person: Byron Johnson, Director of Purchasing, (X4313)

AGENDA FOR: June 28, 2005

City of El Paso

Rocky Bluff Drainage Improvements Re-Bid Scope of Work Solicitation No. 2005-186

Project Description:

The construction of this project consists of a storm drainage collection and conveyance system which includes the following basic elements: inlet concrete apron; inlet; grading; 48" RCP; concrete flume; (3) junction boxes (Manholes). The proposed improvements are as indicated in these construction documents. Project limits are described below and are identified on the plans. This project shall be on a lump sum basis, with cost indicated per base bid item and alternates.

Base Bid:

Base Bid consists of all of the necessary work to construct a storm drainage system conveying storm flow from Gurss Place Cul-De-Sac. The improvements consist of the demolition of the existing improvements; the construction of new inlet concrete apron; inlet; junction boxes (Manholes). All proposed improvements will be constructed as indicated on the plans and specifications.

Alternate 1:

Alternate 1 consists of all of the necessary work to supply and construct one manhole ladder. All proposed improvements will be constructed as indicated on the plans and specifications.

Note:

- A 20-foot temporary construction easement will be obtained by the City of El Paso to allow for a larger workspace. Contractor shall restore and clean the construction easement to the condition it was prior to entry. In addition, the contractor will abide by the terms and conditions of the temporary construction easement as shown in Attachment "A" which terms and conditions shall be incorporated herein for all purposes.
- The successful contractor awarded this project shall provide additional insurance coverage for the two easement property owners, Ralano Family Partners, Ltd, and William G. & Mary S. Brock, as outlined in the insurance requirements Section IIE-1, paragraph number three.

Construction:

This construction project will be accomplished according to the plans and specifications for this project or as approved by the City of El Paso Engineering Department. All work shall begin at Notice to Proceed, and must be completed within the indicated time frame.

A Notice-to-Proceed shall be issued for the entire project and liquidated damages shall apply at the end of the project duration.

The description of this scope of work, is only a general representation of the requirements of this construction project. Refer to the project plans and specifications for specific and detailed construction information.

Contractor shall include an approved traffic control plan for construction; approved by the City of El Paso's Traffic Division. Contractor shall submit traffic control plan no later than two weeks prior to start of construction.

CITY OF EL PASO BID TABULATION

BID ITEM: ROCKY BLUFF DRAINAGE IMPROVEMENTS "REBID"
 BID DATE: MAY 25, 2005

BID # 2005-186
 DEPARTMENT: STREETS

	BAIN CONSTRUCTION HORIZON CITY, TX.	C. F. JORDAN L.P. EL PASO, TEXAS	EPCON, INC. EL PASO, TEXAS	J. A. R. CONCRETE, INC. EL PASO, TEXAS		
DESCRIPTION	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL	TOTAL
BASE BID	\$80,000.00	\$190,000.00	\$231,000.00	\$252,750.00		
ALTERNATE # 1	\$1,500.00	\$4,500.00	\$7,000.00	\$3,250.00		
SUM TOTAL OF BASE BID AND ALTERNATE #1	81,500.00	194,500.00	238,000.00	256,000.00		
AMENDMENTS ACKNOWLEDGED	YES	YES	NO	YES		
BID BOND SUBMITTED	YES	YES	YES	YES		

CHECKED BY: Michael W. Plummer

JOE WARDY
MAYOR

JOYCE WILSON
CITY MANAGER

DARYL W. COLE
STREETS DIRECTOR



CITY COUNCIL

SUSAN AUSTIN, DISTRICT 1
ROBERT A. CUSHING, JR., DISTRICT 2
ALEXANDRO LOZANO, DISTRICT 3
JOHN F. COOK, DISTRICT 4
PRESI ORTEGA, DISTRICT 5
PAUL J. ESCOBAR, DISTRICT 6
VIVIAN ROJAS, DISTRICT 7
ANTHONY W. COBOS, DISTRICT 8

STREET DEPARTMENT

MEMORANDUM

June 9, 2005

TO: Byron Johnson, Director of Purchasing
ATTN: Barbara A. Crumley, Administrative Analyst
FROM: Daryl W. Cole, Streets Director
SUBJECT: Bid No. 2005-006 Rocky Bluff Drainage Improvements "REBID"

A handwritten signature in black ink, appearing to read "Daryl W. Cole", with the date "6/9/05" written below it.

We have reviewed the above-subject bid and we recommend **Bain Construction, Horizon City, Texas** be awarded bid as the lowest responsive and responsible bidder meeting specifications, for an award amount of **\$81,500**:

Base Bid \$80,000
Alternate I 1,500

If you have any questions please call me at 621-6750.

DWC/rb

JUN 10 2005
STREET DEPARTMENT

STREET DEPARTMENT
JUN 10 2005

JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER

PAT ADAUTO
DEPUTY CITY MANAGER

RICK CONNER
CITY ENGINEER



June 14, 2005

ENGINEERING DEPARTMENT

CITY COUNCIL

ANN MORGAN LILLY
DISTRICT NO. 1

SUSAN BYRD
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

MELINA CASTRO
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

EDDIE HOLGUIN, JR.
DISTRICT NO. 6

STEVE ORTEGA
DISTRICT NO. 7

ROBERT "BETO" O'ROUKE
DISTRICT NO. 8

TO: Byron Johnson
Purchasing Director

THRU: Rick Conner
City Engineer *RC*

FROM: Javier Reyes, P.E.
Program Manager *JR*

SUBJECT: Rocky Bluff Drainage Improvements-Rebid

I have reviewed and analyzed the tabulation of bids on the above-mentioned project. I recommend that the apparent lowest bidder, Bain Construction, Inc., be awarded the contract as follows:

Base Bid I	\$ 80,000.00
Alternate I	\$ 1,500.00

Sum total is \$ 81,500.00

If you have any questions, I can be reached at 541-4630.

✓illa ✓erde inc.

1218 E.Yandell St. Suite 203 - El Paso, Texas 79902 – (915) 351-8822 – Fax (915) 351-8823

June 6, 2005

City of El Paso Engineering Department
Program Management Section
2 Civic Center Plaza
El Paso, Texas 79901

Attention: Ms. Laura Esquivel
Project Coordinator

Subject: Rocky Bluff Drainage Improvements
20 05-186

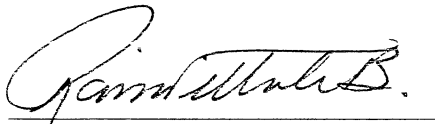
Dear Laura:

Villaverde, Inc. has reviewed the bid tabulation prepared by the City of El Paso for the above referenced project and it is Villaverde, Inc. opinion that Bain Construction is the qualified low bidder and that the contract should be awarded as follows:

Base Bid I	\$ 80,000.00
Alternate 1	<u>\$ 1,500.00</u>
BID TOTAL VALUE	\$ 81,500.00

Please feel free to contact us if you have any questions.

Sincerely:



VILLAVERDE. INC
Ramon Villaverde, P.E.
Engineer

PROPOSAL

TO THE HONORABLE MAYOR AND CITY COUNCIL
CITY OF EL PASO
EL PASO, TEXAS

Ladies and Gentlemen:

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation to Bid, Instructions to Bidders, General Conditions, the Contractor's Proposal, Special Bid Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, drawings, and addenda on file in the office of the Purchasing Department of the City of El Paso, hereby propose to perform everything required to be performed and to provide furnish and install all the labor, materials, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the

Rocky Bluff Drainage Improvements Re-Bid

Solicitation No. 2005-186

Within the specified limits and in accordance with the plans, including Addenda numbers:

#1 April 26, 2005 and #2 May 9, 2005

AT THE FOLLOWING LUMP SUM:

BASE BID I:

The undersigned agrees to perform all of the work required for the total amount of:

\$ 80,000.00

ALTERNATE NO. 1:

The undersigned agrees to perform all of the work required for the total amount of:

\$ 1,500.00

SUM TOTAL OF BASE BID AND ALTERNATE NO 1:

\$ 81,500

COMPANY NAME: Bain Construction

BIDDER'S SIGNATURE: 

CONTRACT TIME AND LIQUIDATED DAMAGES

The undersigned Bidder agrees to commence work on a date to be specified in a written Notice to Proceed and to substantially complete the work on which he/she has bid within **Sixty (60) CONSECUTIVE CALENDAR DAYS**. Bidder agrees to pay as liquidated damages the sum of **Two Hundred Dollars (\$200.00)** for each consecutive calendar day thereafter as provided in paragraph 6.8 of the General Conditions of the Contract.

PROPOSAL

Enclosed with this proposal is a certified check or bid bond for five percent (5%) of the TOTAL bid price including base bid(s) and alternate(s) which is agreed shall be collected and retained by the owner(s) as liquidated damages in the event this proposal is accepted by the Owner within sixty (60) consecutive calendar days after the date advised for the reception of bids and the undersigned fails to execute the contract and the required performance and payment bonds with the Owner within fourteen (14) consecutive calendar days after the date said proposal is accepted; otherwise, the said bid security shall be returned to the undersigned upon demand.

THE UNDERSIGNED BIDDER REPRESENTS TO THE CITY AND TO THE OTHER BIDDERS THAT HIS/HER BID, AND THE ESTIMATES ON WHICH IT IS BASED, HAS BEEN CAREFULLY CHECKED AND CONTAINS NO ERRORS, AND NOTHING HAS BEEN OMITTED OR OVERLOOKED IN DETERMINING THE AMOUNTS BID.

BIDDER'S NAME: Bain Construction

BY: _____

Signature

5/25/05

Date

Scott C. Bain, CEO

Signer's name & title

(915) 852-8620

Telephone

(915) 852-8751

Fax

14160 Blair Drive

Address

Horizon City, TX 79928

City, State, Zip Code

N/A

Physical Address of Business – if different from above

City, State, Zip Code

IF THE BIDDER BE A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, _____, certify that I am the _____ Secretary of the corporation named as Bidder hereinabove; that _____, who signed the foregoing contract on behalf of the Bidder, was then _____ of said corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL